

THE HON'BLE SRI JUSTICE RAMESH RANGANATHAN

WRIT PETITION NO.16923 OF 1996

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DATE: 14-11-2006

Between:

Sri Vadrevuvari Satram,
Rajahmundry rep. By its
Chairman & Hereditary Trusts
Sri V.V.S.N. Venugopala Rao .. Petitioner

And

1. The Commissioner of Endowments,
Hyderabad and 2 others .. Respondents

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ORDER:

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The petitioner – trust was exempted from the provisions of Section 15 and 29 of the A.P. Charitable and Hindu Religious Institutions and Endowments Act, 1966, vide G.O.Ms.No.1139 dated 8.11.1994, for a period of 15 years and the exemption continues to remain in force till November, 2009. Even when this exemption order was in force, a letter was addressed to the petitioners herein on 11.8.1996 by the Executive Officer of the Sri Chanda Choultry, Rajahmundry informing them that he had submitted his joining report on 9.8.1996 as the executive officer and that, in accordance with the reference letter of the Commissioner, the petitioners should hand over all the records and valuables after making a charge list. Section 15 of the Act relates to appointment of a Board of Trustees and Section 29 to the appointment and duties of the Executive Officer. In as much as the petitioner – institution has been exempted from the provisions of Sections 15 and 29 of the Act, the requirement under the Act to appoint the Board of Trustees or with regards appointment of an Executive Officer thereto would not arise as long as the exemption order remains in force. The impugned order dated 11.8.1996, in view of the fact that the exemption granted, in

G.O.Ms.No.1139 dated 8.11.1994, is still in existence must be quashed.

The writ petition is allowed. However, in the circumstances, without costs. It is also made clear that the impugned order dated 11.8.1996 is being quashed only on the ground that the exemption granted in G.O.Ms.No.1139 dated 8.11.1994 still continues to remain in force.

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14-11-2006

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